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05-23-01 0400 05-29-01: 2500

## TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

In re application of:	PHIL DELURGIO, MICHAEL NEAL
Serial No.:	09849448
Filed:	5/4/01
Atty Docket:	DT:0104
Title:	INTERFACE FOR MERCHANDISING PROMOTION OPTIMIZATION

Assistant Commissioner for Patents  
Washington, D.C. 20231

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Attached hereto is Form PTO-1449A/PTO listing documents believed relevant to the subject application. It is respectfully requested that the Examiner review the information disclosed herein in detail, independently evaluate each item carefully in the consideration of the pending claims and return an initialed copy of each form to the undersigned.

This disclosure statement should not be construed as a representation that a search has been made, that no other material information as defined in 37 C.F.R. § 1.56(a) exists, or as an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 CFR § 1.56(b) or is available as a reference under 35 U.S.C. § 102 *et seq.* Applicant reserves the right to swear behind or otherwise disprove the alleged "prior" nature of any art cited should the facts support and the situation warrant such an action.

It is believed that this disclosure complies with the requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98, and the Manual of Patent Examining Procedures § 609. If for some reason the examiner considers otherwise, it is respectfully requested that the undersigned be called so that any deficiencies can be remedied.

A copy of each document is enclosed. Some of the documents may have markings thereon. No significance is intended to be attached to the markings.

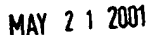
EXPRESS MAIL LABEL NUMBER: EL 767218701 US Date of Deposit: May 21, 2001 I hereby certify that this paper is being deposited with the U.S. Postal Service Express Mail Post Office to Addressee Service under 37 C.F.R. §1.10 on the date shown above and is addressed to Box _____, Assistant Commissioner for Patents, Washington, D.C. 20231.
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Respectfully submitted,

  
**RICHARD K. HUFFMAN**

Registration No. 41,082  
Customer Number 23669  
1832 N. Cascade Ave.  
Colorado Springs, CO 80907  
719.475.7103  
719.623.0141 fax  
jim@huffmanlaw.net

Date: 5/21/01



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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet	1	of	2
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*Complete if Known*

Application Number	09849448
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Filing Date	5/4/01
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First Named Inventor	PHIL DELURGIO
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### Group Art Unit

Examiner Name \_\_\_\_\_

Attorney Docket Number	DT:0104
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U.S. PATENT DOCUMENTS

Examiner Initials	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup>			
	AA	5,063,506		BROCKWELL ET AL.	11-05-1991	ABSTRACT
	AB	5,117,354		LONG ET AL.	05-26-1992	ABSTRACT
	AC	5,249,120		FOLEY	09-28-1993	ABSTRACT
	AD	5,377,095		MAEDA ET AL.	12-27-1994	C1L39-C2L2
	AE	5,712,985		LEE ET AL.	01-27-1998	ABSTRACT
	AF	5,822,736		HARTMAN ET AL.	10-13-1998	ABSTRACT
	AG	5,873,069		REUHL ET AL.	02-16-1999	C3L58-C4L48
	AH	5,878,400		CARTER, III	03-02-1999	C3L21-C4L11
	AI	5,918,209		CAMPBELL ET AL.	06-29-1999	ABSTRACT
	AJ	5,987,425		HARTMAN ET AL.	11-16-1999	ABSTRACT, FIG. 5
	AK	6,009,407		GARG	12-28-1999	ABSTRACT
	AL	6,029,139		CUNNINGHAM ET AL.	02-22-2000	ABSTRACT
	AM	6,032,123		JAMESON	02-29-2000	ABSTRACT
	AN	6,032,125		ANDO	02-29-2000	ABSTRACT, FIG. 3
	AO	6,078,893		QUIMET ET AL.	06-20-2000	C4L40-C5L33
	AP	6,094,641		QUIMET ET AL.	06-25-2000	C4L25-C6L26
	AQ	6,125,355		BEKAERT ET AL.	09-26-2000	ABSTRACT

## FOREIGN PATENT DOCUMENTS

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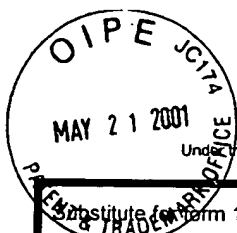
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Considered

<sup>1</sup>Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3).

<sup>1</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>2</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>3</sup>Applicant is to place a check mark here if English language Translation is attached.

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<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				<b>Complete if Known</b>	
				Application Number	09849448
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				First Named Inventor	PHIL DELURGIO
				Group Art Unit	
				Examiner Name	
Sheet	2	of	2	Attorney Docket Number	DT:0104

OTHER PRIOR ART-NON PATENT LITERATURE DOCUMENTS				
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.		T <sup>2</sup>
	BA	ROSSI, DELURGIO, & KANTOR; "MAKING SENSE OF SCANNER DATA," <i>HARVARD BUSINESS REVIEW</i> , REPRINT F00205		
	BB	BUCKLIN & GUPTA, "BRAND CHOICE, PURCHASE INCIDENCE, AND SEGMENTATION: AN INTEGRATED MODELING APPROACH," <i>JOURNAL OF MARKETING RESEARCH</i> , MAY 1992, PP. 201-215, VOL. XXIX		
	BC	SMITH, MATHUR, & KOHN; "BAYESIAN SEMIPARAMETRIC REGRESSION: AN EXPOSITION AND APPLICATION TO PRINT ADVERTISING," JANUARY 3, 1997; AUSTRALIAN GRADUATE SCHOOL OF MANAGEMENT, UNIVERSITY OF NEW SOUTH WALES, SYDNET 2052, AUSTRALIA		
	BD	BLATTBERG AND DEIGHTON, "MANAGE MARKETING BY THE CUSTOMER EQUITY," <i>HARVARD BUSINESS REVIEW</i> , JULY-AUGUST 1996, PP. 136-144		
	BE	CHRISTEN, GUPTA, PORTER, STAELIN, & WITTINK; "USING MARKET-LEVEL DATA TO UNDERSTAND THE EFFECTIVENESS OF PROMOTIONAL ACTIVITIES," DECEMBER 22, 1995		
	BF	LINK, "ARE AGGREGATE SCANNER DATA MODELS BIASED?," <i>JOURNAL OF ADVERTISING RESEARCH</i> , SEPTEMBER/OCTOBER 1995, PP. RC8-RC12, ARF		
	BG	RUSSELL & KAMAKURA, "UNDERSTANDING BRAND COMPETITION USING MICRO AND MACRO SCANNER DATA," <i>JOURNAL OF MARKETING RESEARCH</i> , VOL. XXXI (MAY 1994), PP. 289-303		
	BH	JONES, "THE DOUBLE JEOPARDY OF SALES PROMOTIONS," <i>HARVARD BUSINESS REVIEW</i> , SEPTEMBER-OCTOBER 1999, PP. 145-152		
	BI	BUZZELL, QUELCH, & SALMON; "THE COSTLY BARGAIN OF TRADE PROMOTION," <i>HARVARD BUSINESS REVIEW</i> , REPRINT 90201, MARCH-APRIL 1990, PP. 1-9		
	BJ	CURRY, DIVAKAR, MATHUR, & WHITEMAN; "BVAR AS A CATEGORY MANAGEMENT TOOL: AN ILLUSTRATION AND COMPARISON WITH ALTERNATIVE TECHNIQUES," <i>JOURNAL OF FORECASTING</i> , VOL. 14, ISS NO. 3 (1995), PP. 181-199		
	BK	GURAL, "PRICE OPTIMIZATION SYSTEM," LETTER TO KANG LIM, ESQ., DTD 2/9/01, PATENTEC, REFERENCE NUMBER 7220		

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Unique citation designation number. <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

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